

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: Erik Flaxmeier
Ralf Steiner
Wolfgang Müller

Serial No.: 10/534,594

Filing Date: May 11, 2005

Docket No.: 26317-00006

Title: METAL ELECTRODE

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

CERTIFICATE OF EXPRESS MAIL UNDER 37 C.F.R. 1.10

Dear Sir:

I hereby certify that the foregoing documents are being deposited with the United States Postal Service as "Express Mail Post Office To Addressee" with sufficient postage on the date indicated below and is addressed to Mail Stop PCT, Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia 22313-1450.

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November 21, 2005

Date of Deposit

Jacqueline K. Bozjak
Signature of Person Mailing Papers

Jacqueline K. Bozjak
Name of Person Signing Certificate

Documents Enclosed:

1. Response to Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (1 page)
2. Declaration and Power of Attorney (10 pages)
3. Copy of Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (2 pages)
4. Check in the amount of \$130.00
5. Return Receipt Postcard

CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: Erik Flaxmeier
Ralf Steiner
Wolfgang Müller
Group Art Unit: Not Yet Assigned

Serial No. 10/534,594
Examiner: Not Yet Assigned

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Docket No.: 26317-00006

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**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Dear Sirs:

In reference to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed September 22, 2005, for the above-identified Application, enclosed please find two copies of an executed Declaration and Power of Attorney, and a check in the amount of \$130 (for late submission of filing fee, search fee, examination fee or oath or declaration). The foregoing submission is believed to meet the requirements of the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US). The Commissioner is authorized to charge any additional fees or credit any overpayments to our deposit account no. 13-0265.

Date Nov-21, 2005

11/25/2005 ATRAN1 00000052 10534594
01 FC:1617
130.00 DP



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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-----------------------------|-----------------------|------------------|
| 10/534,594 | Erik Flaxmeier | 26317-00006 |

INTERNATIONAL APPLICATION NO.

PCT/EP03/12600

I.A. FILING DATE

11/11/2003

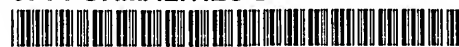
PRIORITY DATE

11/18/2002.

McDonald Hopkins
 600 Superior Ave E, Suite 2100
 Cleveland, OH 44114

CONFIRMATION NO. 4474

371 FORMALITIES LETTER



OC000000017071449

Date Mailed: 09/22/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

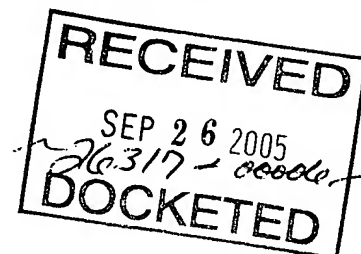
- Copy of the International Application filed on 05/11/2005
- English Translation of the IA filed on 05/11/2005
- Copy of the International Search Report filed on 05/11/2005
- Preliminary Amendments filed on 05/11/2005
- Request for Immediate Examination filed on 05/11/2005
- U.S. Basic National Fees filed on 05/11/2005
- Priority Documents filed on 05/11/2005
- Specification filed on 05/11/2005
- Claims filed on 05/11/2005
- Drawings filed on 05/11/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:



Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/534,594 | PCT/EP03/12600 | 26317-00006 |

FORM PCT/DO/EO/905 (371 Formalities Notice)